IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

NOTICE OF MOTION NO.234 OF 2006
IN
PIL WRIT PETITION (LODG) NO.3246 OF 2004

Bombay Environmental Action Group & Anr. ...Petitioners.
Vs.
State of Maharashtra & Ors. ...Respondents.
And
Navi Mumbai Municipal Corporation
through the City Engineer. ...Applicant.

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Mr. R. S. Apte with Mr. A.A. Garge for the Applicant.
Mr.Gautam Patel i/b. M. V. Jayakar & Co. for the Petitioners.

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CORAM : KSHITIJ R. VYAS, C.J. &
DR.D.Y.CHANDRACHUD, J.

May 5, 2006.

P.C. :

Heard the Learned Counsel for the parties. By this Notice of Motion, the applicant has prayed to allow it to carry out pre monsoon civil work near all bunds falling within its jurisdiction. We have perused the affidavit of Shri Mohan Balwant Dagaonkar, City Engineer dated 18th April 2006. The applicant is permitted to carry out pre-monsoon civil work mentioned in para 4(a) to 4(d),

subject to the condition that there shall be no destruction of mangroves. The Notice of Motion stands disposed of in the aforesaid terms.

CHIEF JUSTICE

Dr.D. Y. Chandrachud, J.